

_____ Plaintiff	*	IN THE
v.	*	CIRCUIT COURT
_____	*	FOR
Defendant	*	_____
	*	Civil No.:

* * * * * * * * * * * * *

ORDER FOR CUSTODY AND VISITATION

1. BASIS

The provisions of this order are based upon:

☐ An evidentiary hearing before a ☐ Judge ☐ Master following:

- ☐ a written request for relief and a response
- ☐ a written request for relief and entry of an order of default.

At hearing the following individuals personally appeared:

☐ plaintiff ☐ defendant ☐ attorney for child(ren)
☐ attorney for plaintiff ☐ attorney for defendant ☐ other: _____

☐ An agreement of the parties:

- ☐ submitted in writing
- ☐ placed orally on the record before a ☐ Judge ☐ Master.

2. ORDER

2.1 Children. The following minor children are the subject of this Order:

_____ (name) _____ (DOB)
 _____ (name) _____ (DOB)
 _____ (name) _____ (DOB)
 _____ (name) _____ (DOB)
 _____ (name) _____ (DOB)

2.2 Incorporation of Parenting Plan.

[] ORDERED, that all of the terms and provisions of the parenting plan signed by the parties and dated _____ are hereby approved by the Court and incorporated, but not merged, into this judgment by reference.

[] with the exception of: _____.

2.3 Legal Custody. Legal custody, which is the “right and obligation to make long range decisions involving education, religious training, discipline, medical care, and other matters of major significance concerning the child’s life and welfare,” *Taylor v. Taylor*, 306 Md. 290, 508 A.2d 964 (1986), is awarded as follows:

[] **Shared Legal.** ORDERED, that the parties are hereby awarded shared legal custody of the minor children identified in Paragraph 2.1 above.

[] **Primary Legal.** ORDERED, that _____ (NAME OF PARTY) is hereby awarded primary legal custody of the minor children identified in Paragraph 2.1 above.

[] **Split Legal.** ORDERED, that _____ (NAME OF PARTY) is hereby awarded primary legal custody of the following minor child(ren):

_____ (name) _____ (DOB)

_____ (name) _____ (DOB)

_____ (name) _____ (DOB); and that

_____ (NAME OF PARTY) is hereby awarded primary legal custody of the following minor child(ren):

_____ (name) _____ (DOB)

_____ (name) _____ (DOB)

_____ (name) _____ (DOB)

2.4 Physical Custody. Physical custody, which is the “right and obligation to provide a home for the child and to make the day-to-day decisions required during the time the child is actually with the parent having such custody,” *Taylor v. Taylor*, 306 Md. 290, 508 A.2d 964 (1986), is awarded as follows:

[] **Shared Physical.** ORDERED, that the parties are hereby awarded shared physical custody of the minor children identified in Paragraph 2.1 above on the following schedule:

[] **Primary Physical.** ORDERED, that _____ (NAME OF PARTY) is hereby awarded primary physical custody of the minor children identified in Paragraph 2.1 above.

[] **Split Physical.** ORDERED, that _____ (NAME OF PARTY) is hereby awarded primary physical custody of the following minor child(ren):

_____ (name) _____ (DOB)

_____ (name) _____ (DOB)

_____ (name) _____ (DOB); and that

_____ (NAME OF PARTY) is hereby awarded primary physical custody of the following minor child(ren):

_____ (name) _____ (DOB)

_____ (name) _____ (DOB)

_____ (name) _____ (DOB).

[] **Notification Prior to Relocation of Child.** Each party shall provide advance written notice of any intent to relocate the residence of the child either within or outside Maryland. Written notice must be provided to the other party at least 45 days prior to the intended relocation. If notice would expose the child or either party to abuse as defined in MD. FAM. LAW CODE ANN. § 4-501, the relocating party may seek a waiver from the court pursuant to MD. FAM. LAW CODE ANN. § 9-106(b).

2.5 Visitation. Visitation between the parties and minor children is awarded as follows:

[] ORDERED, that _____ (NAME OF PARTY) is hereby awarded reasonable rights of visitation with the minor children:

[] on a schedule to be determined by the parties.

[] on the following specific schedule: _____

[] **Supervised Visits.** ORDERED, that visitation is to be supervised by the following person or agency: _____ (See attached order).

[] **Monitored Exchange.** ORDERED, that the exchange of children for visits is to be monitored by the following person or agency: _____ (See attached order).

[] *Transportation.* ORDERED, that it shall be the responsibility of _____
_____ to safely transport the children to _____
at the beginning of each visit. It shall be the responsibility of _____ to
provide the transportation to return the children at the end of the visitation period.

[] *Notification of Change.* If a party wishes to cancel or modify a visit, the party wishing to change
the schedule shall contact the other party at the number indicated below, unless notified of a
change in phone number:

(Name)

(Telephone No.)

(Name)

(Telephone No.)

2.6 Attorney Fees and Judgment.

[] ORDERED, that _____ is directed to pay \$ _____
to _____ as contribution toward attorney fees, to be
paid within _____ days.

[] If payment is not made within 30 days, upon filing of an affidavit by the payee, a
judgment shall be entered against _____, in that amount,
together with interest at the legal rate.

2.7 Court Costs. ORDERED that the following is/are to pay the costs of these proceedings, payable to the
Court, in the manner indicated below:

- [] PLAINTIFF _____
[] DEFENDANT _____
[] PLAINTIFF AND DEFENDANT EQUALLY
[] COSTS ARE **WAIVED**.

JUDGE

Recommended by:

_____ (Date)

NOTE

If the court has reasonable grounds to believe that a child has been abused or neglected by a party to
the proceeding, or if the court finds that a party has committed abuse against the other parent of the
party's child, the party's spouse, or any child residing within the party's household, see MD. FAM.
LAW CODE ANN. §§ 9-101 and 9-101.1, respectively.